

DOCKET NO: 290578US0X PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
NOBUHIRO ISHIDA, ET AL. : EXAMINER: JOIKE, M.  
SERIAL NO: 10/578,614 :  
FILED: MAY 8, 2006 : GROUP ART UNIT: 1636  
FOR: PROMOTER IN THE PRESENCE :  
OF ORGANIC ACID AND UTILIZATION  
THEREOF

RESPONSE TO THE REQUIREMENT FOR RESTRICTION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Requirement for Restriction mailed August 22, 2008, Applicants elect, without traverse, Group I: Claims 1-21 drawn to a promoter, construct and transformant.

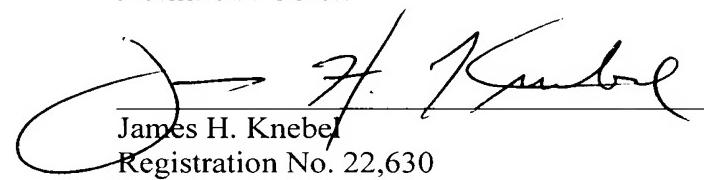
Applicants respectfully submit that the above-identified application is now in condition for examination on the merits, and early notice of such action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
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